IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL WRIT PETITION NO. 33 OF 2005

SHAIKH ABDUL KADAR, PRESNTLY LODGED AT CENTRAL JAIL, AGUADA GOA. ....Petitioner

Versus

STATE OF GOA THROUGH CHIEF SECRETARY AND 2 ORS., ...Respondents

Ms. W. Coutinho, Public Prosecutor for the State.

Coram:- R. M. LODHA &
N. A. BRITTO, JJ.

Date:- 17th October, 2005

P.C.

This criminal writ petition has been registered on the application sent by the petitioner from the Central Jail, Aguada, Goa, for grant of parole on the ground of his ill-health.

2. Ms. W. Coutinho, the learned Public Prosecutor submits that the petitioner was granted parole for a period from 15/02/2005 to 15/03/2005 and hardly seven months have passed thereafter. She, however, submits that the Inspector General (Prisons) is not averse to the consideration of the petitioner's application for parole on the ground of ill-health.

3. In the light of the submission made by the learned Public Prosecutor, we dispose of this criminal writ petition by the following order :

(i) The Inspector General (Prisons) shall treat this writ petition as an application for the grant of parole.

(ii) The decision thereon shall be taken by the Inspector General (Prisons) as early as possible and preferably within three weeks from today.

(iii) The Inspector General (Prisons) shall intimate the decision to the Petitioner immediately thereafter.

R. M. LODHA, J.

N. A. BRITTO, J.

ssm.